

**FOURTEENTH AFFIRMATIVE DEFENSE**

At the time of its enactment, subdivision moratoriums were valid.

**FIFTEENTH AFFIRMATIVE DEFENSE**

Historically, all subdivision proposals were sent to the Huntingdon County Planning Commission.

**SIXTEENTH AFFIRMATIVE DEFENSE**

Defendants did not act in concert nor enter into any agreement, which deprived the Plaintiffs of any constitutional right, including one to use and to develop their property.

**SEVENTEENTH AFFIRMATIVE DEFENSE**

Defendants did not interfere with the performance of any contract.

**EIGHTEENTH AFFIRMATIVE DEFENSE**

Plaintiffs have developed their property as desired.

**MAYERS, MENNIES & SHERR, LLP**

BY: \_\_\_\_\_  
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IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF PENNSYLVANIA

DAVID B. CORNEAL AND  
SANDRA Y. CORNEAL

vs.

JACKSON TOWNSHIP, Huntingdon  
County, Pennsylvania,  
W. THOMAS WILSON, Individually and  
in his Official Capacity as Supervisor of  
Jackson Township, MICHAEL YODER,  
Individually and in his Official Capacity as  
Supervisor of Jackson Township,  
RALPH WEILER, Individually and in his  
Official Capacity as Supervisor of Jackson  
Township, BARRY PARKS, Individually  
and in His Official Capacity as Sewage  
Enforcement Officer of Jackson Township,  
DAVID VAN DOMMELEN, Individually  
and in his Official Capacity as Building  
Permit Officer, ANN I. WIRTH,  
Individually and in her Official Capacity as  
Secretary of Jackson Township, and

CASE NO. 1:00-CV-1192

JURY TRIAL DEMANDED

FILED  
HARRISBURG, PA

MAR 18 2003

MARY E. D'ANDREA, CLERK  
Per \_\_\_\_\_  
Deputy Clerk \_\_\_\_\_

**CERTIFICATE OF CONCURRENCE/NON-CONCURRENCE**

The undersigned hereby certifies that on March 18, 2003, Lori Miller,  
Esquire contacted the offices of Adam Sheinvold, Esquire, counsel for

Plaintiffs, in order to seek his concurrence in this Motion, and they do not concur.

**MAYERS, MENNIES & SHERR, LLP**

BY:

  
\_\_\_\_\_  
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